

CGB-CC-1020

Received & Inspected

JAN 20 2012

FCC Mail Room

January 17, 2012

Office of the Secretary
Federal Communication Commission
Attention: Disability Rights Office
Room 3-B431
445 12th Street, SW
Washington, DC 20554

Re: Petition for Undue Burden Exemption from Closed Captioning Rules

To Whom It May Concern:

This letter requests an exemption on behalf of The Church of God Evangelic Association located in Waxahachie, Texas from the FCC's closed captioning rules based on undue burden. The original and two copies of this letter are being provided.

The Church of God Evangelic Association is a donor supported non-profit organization under the laws of the state of Missouri. Since 1996 we have produced a 30-minute weekly television program called Newswatch Magazine. Newswatch Magazine is a program that describes world news in the light of Bible prophecy. Newswatch Magazine is locally produced in-house by The Church of God Evangelic Association staff, and is broadcast nationally to the public on LeSEA Broadcasting Network's station WHT. The Church of God Evangelic Association pays LeSEA Broadcasting \$550 per program to air the show over its broadcast facilities. Total cost is \$97,240.00 per year, approximately 17% of our total income. The remainder is required for building upkeep and bills.

Captioning the program would present an undue burden for several reasons:

1. Since we do not have the resources to caption the program ourselves, it would have to be sent to an outside source for captioning. Our research has determined it would cost \$150 - \$200 per 30-minute program captioned, over \$31,200 annually, which would make production unaffordable.
2. The time for captioning relative newsworthy programs would make meeting LeSEA's air-date deadlines impossible.
3. We have discussed with LeSEA the possibility of their assisting us in captioning the program at no cost, but they have advised us that they do not have the necessary resources or staff to perform captioning on our behalf.
4. To date our efforts have been unsuccessful in securing sponsorship to pay for the cost of closed captioning

A captioning requirement would ultimately cause us to either terminate or severely limit production of the program, and cause us to lose viewers and supporters who would no longer be able to regularly view the program.

While The Church of God Evangelistic Association recognizes the importance of closed captioning, based on the facts stated within this letter, we respectfully request that The Church of God Evangelistic Association be granted an undue burden exemption from the captioning requirements.

Respectfully,

The Church of God Evangelistic Association

By: David J. Smith

Printed Name: David J. Smith

Title: President

Year End Report-2011 & \$ - AMOUNT FOR EACH STATE

ST	Total Responses	Dntn's	JRFE	AMOUNT
AE	9	0	6	0.00
AK	227	6	197	984.50
AL	4,630	99	3,851	7,544.04
AR	1,924	60	1,468	10,397.40
AZ	2,208	88	1,878	4,649.00
CA	7,661	245	6,776	11,118.25
CO	1,815	47	1,457	4,925.75
CT	566	22	466	1,039.29
DC	124	1	80	24.00
DE	190	6	159	249.50
FL	5,730	160	4,662	34,985.59
GA	4,984	990	4,263	24,526.87
HI	89	3	75	49.00
IA	1,186	42	940	4,313.50
ID	714	23	593	1,326.50
IL	3,266	90	2,479	16,724.52
IN	5,678	153	5,001	10,050.87
KS	1,350	40	1,069	9,318.05
KY	2,499	60	2,138	24,129.49
LA	4,327	99	3,655	17,983.61
MA	617	15	508	661.40
MD	1,002	18	850	1,702.50
ME	267	5	224	102.00
MI	4,973	133	3,808	17,530.15
MN	1,648	67	1,253	7,502.25
MO	4,387	124	3,659	15,342.50
MS	2,254	47	1,904	4,489.75

No Address

ST	Total Responses	Dntn's	JRFE	AMOUNT
MT	657	30	491	4,542.00
NC	7,021	141	6,215	11,505.05
ND	215	9	151	5,406.00
NE	369	14	273	1,471.50
NH	176	8	134	231.50
NJ	939	28	788	1,014.50
NM	855	28	718	2,514.40
NV	666	19	568	617.50
NY	2,804	89	2,294	8,534.45
OH	6,812	155	5,894	7,726.50
OK	5,646	128	5,056	7,397.25
OR	1,609	48	1,419	1,927.00
PA	3,029	86	2,415	9,686.50
PR	17	0	12	0.00
RI	190	5	156	136.50
SC	2,261	44	1,962	2,833.25
SD	229	10	170	2,549.00
TN	4,672	92	4,020	15,154.00
TX	23,536	440	20,560	242,017.10
UT	358	16	298	3,394.25
VA	2,883	58	2,496	3,332.75
VI	3	1	2	199.00
VT	132	2	94	128.00
WA	2,668	82	2,341	7,372.30
WI	2,084	70	1,713	5,119.20
WV	1,616	37	1,394	2,196.50
WY	196	3	144	212.00
TOTAL	135,868	4,286	115,197	578,888.28
OS	355	13	2	769.00

Mailing
List
USA

135,868

USA

JRFE

115,197

USA

\$-

\$578,888.28

USA

Mailing
List
OS

355

OS

JRFE

2

OS

\$-

\$769.00

OS

No Ad-
dress

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TOTAL- 136,223

TOTAL- 115,199

TOTAL \$579,657.28